

SPECIFICATION

The specification is modified to add a Cross Reference to Related Application section where the relationship to U.S. Patent Application No. 09/972,280, now U.S. Patent No. 6,521,350 B2 (the '350 patent), is disclosed.

CLAIMS

The claims 1 to 20 are restated as originally filed and have not been modified.

DISCUSSION**The 35 USC 102(e) Objection is Overcome**

The Office Action at page 3, para. 2 points out that this objection might be overcome by a showing under 37 CFR 1.132 that the invention disclosed but not claimed in the '350 reference was derived from the inventor of this application and is thus not the invention "by another." Applicants submit a declaration by inventor Guangqiang Jiang to overcome the 35 USC 102(e) objection, since the invention at issue is not "by another." Both applications are commonly owned and assigned and share a common inventor.

Further, the instant invention is patentable over Shinkai since the '350 patent was filed on October 6, 2001, which predates Shinkai.

In view of all of the foregoing, it is respectfully submitted that the pending claims 1-20 are allowable as amended and in the present application. Reexamination and allowance are respectfully requested.

Applicant respectfully requests that a timely Notice of Allowance be issued in this case. If for any reason the Examiner finds the application other than in condition for allowance, the Examiner is requested to call the undersigned attorney at the Los Angeles, California area telephone number (661) 702-6814 to discuss the steps necessary for placing the application in condition for allowance.

Respectfully submitted,

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Date



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